

APPROVED MINUTES
FLATHEAD COUNTY BOARD OF ADJUSTMENT
March 7, 2023

Note: These minutes are paraphrased to reflect the proceeding of the Flathead County Board of Adjustment meeting, per MCA 2-3-212

A meeting of the Flathead County Board of Adjustment was called to order at approximately 6:00 p.m. at the 2nd Floor Conference Room of the South Campus Building, 40 11th Street West, Suite 200, Kalispell, Montana. Board members present were Cal Dyck, Tom Davis, Tobias Liechti, and Jim Dyon. Roger Noble had an excused absence. Erik Mack and Zachary Moon represented the Flathead County Planning & Zoning Office.

There was 1 member of the public in attendance at the meeting.

[05:59:44 PM \(00:00:00\)](#)

A. Call to order and roll call.

[Citizen Member - Cal Dyck: Present](#)

[Citizen Member - Jim Dyon: Present](#)

[Citizen Member - Roger Noble: Absent](#)

[Citizen Member - Tobias Liechti: Present](#)

[Citizen Member - Tom Davis: Present](#)

[06:00:11 PM \(00:00:27\)](#)

B. Approval of the January 3, 2023 meeting minutes

[Citizen Member - Tom Davis: Motion](#)

[Citizen Member - Jim Dyon: 2nd](#)

[Citizen Member - Cal Dyck: Approve](#)

[Citizen Member - Jim Dyon: Approve](#)

[Citizen Member - Roger Noble: Absent](#)

[Citizen Member - Tobias Liechti: Abstain](#)

[Citizen Member - Tom Davis: Approve](#)

[06:00:41 PM \(00:00:57\)](#)

C. Election of Officers

Motion to Table Election of Officers until a full Board is present.

Motion was made by Toby Liechti and seconded by Jim Dyon.

[06:01:06 PM \(00:01:22\)](#)

D. Public comment on public matters that is within the jurisdiction of the Board (2-3-103 M.C.A.)

[06:01:25 PM \(00:01:41\)](#)

E. The Board will hold public hearings on the following agenda items. Following the public hearings, Board discussion, and the adoption of findings of fact, the Board may make a decision on the requests.

1.FCU-23-01 - A request from Douglas Adams for a Conditional Use Permit for a ‘Cemetery’ to allow for a family cemetery on property located at 214 Rusty Spur Trail in Whitefish, MT. The property is located within the Haskill Basin Estates Zoning District and is zoned *AG-20 (Agricultural)*. The total acreage involved in the request is approximately 20.19 acres



Staff Report



Application



Site Map

Zachary Moon reviewed Staff Report FCU-23-01 for the Board.

Applicant Comment:

Douglas Adams, 214 Rusty Spur Trail. Applicant stated he is needing clarification that he can designate a portion of the land as a family cemetery and that his children will be able to sell the remaining portion of land in the future.

Erik Mack, Planning Director, provided clarification of zoning regulations.

Agency Comment: None

Public Comment: None

[06:04:43 PM \(00:04:59\)](#)

Motion to Adopt Staff Report FCU-23-01 as Findings-of-Fact as written

[Citizen Member - Tobias Liechti: Motion](#)

[Citizen Member - Tom Davis: 2nd](#)

[Citizen Member - Cal Dyck: Approve](#)

[Citizen Member - Jim Dyon: Approve](#)

[Citizen Member - Roger Noble: Absent](#)

[Citizen Member - Tobias Liechti: Approve](#)

[Citizen Member - Tom Davis: Approve](#)

[06:07:47 PM \(00:08:03\)](#)

Motion to approve FCU-23-01

[Citizen Member - Tobias Liechti: Motion](#)

[Citizen Member - Jim Dyon: 2nd](#)

[Citizen Member - Cal Dyck: Approve](#)

[Citizen Member - Jim Dyon: Approve](#)

[Citizen Member - Roger Noble: Absent](#)

[Citizen Member - Tobias Liechti: Approve](#)

[Citizen Member - Tom Davis: Approve](#)

[06:08:20 PM \(00:08:36\)](#)

F. Old Business

Erik Mack provided an update on the Short-Term Rental Text Amendment.

[06:09:45 PM \(00:10:00\)](#)

G. New Business

[06:09:54 PM \(00:10:10\)](#)

H. Adjournment

Approved on 4/042023 on a Roll Call Vote 3 to 0